

ATTORNEY DOCKET NO. 05125.0001U1  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of )  
 )  
**Foley, et. al.** ) Group Art Unit: **2151**  
 )  
Application No. **09/944,288** )  
 ) Examiner: **Tiv, Backhean**  
Filed: **August 30, 2001** )  
 )  
For: "DYNAMIC HOST CONFIGURATION ) Confirmation No. **1888**  
PROTOCOL IN A STORAGE )  
ENVIRONMENT" )

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER**  
**TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

**Mail Stop AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Ballard Spahr Andrews & Ingersoll, LLP  
Customer Number 23859

Dear Sir:

Applicant or patent owner hereby appeals under 37 C.F.R. § 41.31 to the Board of Patent Appeals and Interferences from the decision of the Examiner dated January 25, 2008 finally rejecting claims 2, 5, 6, 11-16, and 22-27.

The item(s) checked below are appropriate:

1.       An extension of time to respond to the final rejection:  
(a)      was obtained for \_\_\_\_\_ month(s).  
(b)      is requested herewith under 37 C.F.R. § 1.136.
  
2. Payment in the amount of \$780.00 for the following fees is to be charged to a credit card and such payment is submitted electronically via EFS-Web to cover the following fees:
  - Appeal fee in the amount of \$255.00 pursuant to 37 C.F.R. §41.20(b)(1).
  - Three month extension of time fee in the amount of \$525.00 pursuant to 37 C.F.R. §1.17(a)(3).
  
3.      Enclosed is a Pre-Appeal Brief Request for Review and \_\_\_\_\_ sheets of reasons.

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The amount authorized in PTO-2038 is believed to be correct; however, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0629.

Respectfully submitted,

Ballard Spahr Andrews & Ingersoll, LLP

/Charley F. Brown #52,658/

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